

**United States District Court**  
for the  
**Northern District of New York**  
**Petition for Warrant or Summons for Offender Under Supervision**

Case Number: 5:01CR00369-001

Name of Offender: Scott J. Grants

Name of Sentencing Judicial Officer: Honorable Frederick J. Scullin, Jr.  
Senior U.S. District Court JudgeDate of Original Sentence: May 9, 2002  
Date of Revocation: May 4, 2005Original Offense: Bank Fraud, 18 U.S.C. § 1344  
Revocation Offense: Incurred New Credit Without Approval of the Probation Officer (6 counts)  
New Criminal Conduct: Driving While Ability Impaired,  
Failure to Notify the Probation Officer of Contact with Law Enforcement  
Association with a Convicted FelonOriginal Sentence: 20 months imprisonment, 3 years Supervised Release  
Revocation Sentence: 6 months imprisonment, 54 months of supervised release

Type of Supervision: Supervised Release Date Supervision Commenced: 11/15/05

Asst. U.S. Attorney: Edward R. Broton Defense Attorney: Christopher S. Gaiser

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**PETITIONING THE COURT**

☐ To issue a warrant  
☒ To issue a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
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1

**New Criminal Conduct:** You shall not commit another federal, state or local crime. On November 1, 2009, at approximately 2:55 a.m., the defendant was arrested by the Oswego City Police Department, Oswego, New York for Driving While Intoxicated, Aggravated DWI-Blood Alcohol Content .18% or Higher, (unclassified misdemeanors) and Failure to Use Designated Lane, (traffic infraction).

The information is based on written arrest documentation provided by the Oswego City Police Department and New York State Division of Criminal Justice Services records. (Grade C violation)

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2 **Special Condition #4: The defendant shall refrain from the use of alcohol while in treatment and for the remainder of the term of supervision following the completion of treatment.** On November 1, 2009 at approximately 2:46 a.m., subsequent to the defendant being pulled over for a traffic violation, the defendant was administered field sobriety tests which he failed. Grants was then administered a Breathalyzer, which indicated a .19% BAC. The information is based on written arrest documentation provided by the Oswego City Police Department and New York State Division of Criminal Justice Services records. (Grade C violation)

3 **Special Condition #4: The defendant shall refrain from the use of alcohol while in treatment and for the remainder of the term of supervision following the completion of treatment.** During a conversation on November 2, 2009, the defendant admitted to this officer that he consumed approximately seven alcoholic beverages prior to his arrest for Driving While Intoxicated on November 1, 2009. This information is based on a conversation between Grants and the Probation Officer. (Grade C violation)

## U.S. Probation Officer Recommendation:

The term of supervision should be:

☒ Revoked  
☐ Extended for year(s), for a total term of years.

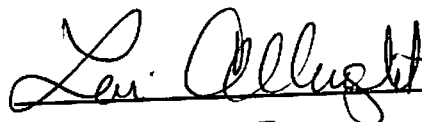
☐ The conditions of supervision should be modified as follows:

Respectfully submitted,

MATTHEW L. BROWN  
 Chief U.S. Probation Officer

I declare under penalty of perjury that the foregoing is true and correct.

Approved by:

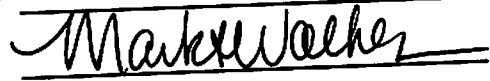


LORI ALBRIGHT  
 Supervising U.S. Probation Officer

Executed on:

November 12, 2008

by:

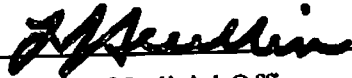


MARK A. WALKER  
 Senior U.S. Probation Officer

THE COURT ORDERS

- ☐ No Action  
☒ **The Issuance of a Summons**  
☐ Other  
☐ The Issuance of a Warrant. This petition and all documents attached hereto are **SEALED** until such time as the warrant generated by this petition is returned executed.

The District Court Clerk's Office is hereby **ORDERED NOT** to serve a copy of this petition or any of the attached documents upon anyone EXCEPT that a copy is to be served upon law enforcement personnel. Copies shall be served upon the unsealing of the petition.

  
\_\_\_\_\_  
Signature of Judicial Officer

11/16/09  
\_\_\_\_\_  
Date